

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S. C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application No.: 09/746,774
Filing Date: 12/21/00
First Named Inventor: Reijnders
Group Art Unit: 3729
Examiner Name: R. Chang
Attorney Docket No.: D/A0637

#13/RCE/REA
✓ 03/18/03
fax received
03/13/03
TC 3700

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA [and 102(e)/103 removal for commonly owned applications]. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000); 65 Fed. Reg. 50092 (Aug. 16, 2000), which established RCE practice. [Note that § 1.114 also requires prosecution to be closed to use an RCE.]

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 2/26/03
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- v. ☐ Other
- b. ☐ Enclosed
- i. ☐ Amendment or Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required - see box 3.a.ii below)
- b. ☐ Other

3. Fees

[The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.]

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Xerox Corporation Deposit Account No. 24-0025.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) - \$750.00
- ii. ☐ Suspension Processing Fee (37 C.F.R. § 1.103(c) and 1.17(i)) - \$130.00
- iii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17). Please grant any required extension of time.
- iv. ☐ Other
- b. ☐ A return receipt postcard is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Richard F. Spooner	Registration No. (Attorney/Agent)	43,928
Signature	<i>Richard F. Spooner</i>	Date	3/13/03

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark office:

Name (Print/Type)	Patty Northrop	Date	3/13/03
Signature	<i>Patty Northrop</i>		

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GROUP 3700

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NAME: Examiner ChangFAX NO: 703-872-9303

FROM:

NAME: Richard SpoonerPHONE NO: 585-423-5324

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PAGES TO FOLLOW (INCLUDING COVER SHEET): 5

SPECIAL INSTRUCTIONS OR MESSAGE:

RCE (plus one copy), one-month Extension of Time (plus one copy) for USSN 09/746,774, D/AOL37.

PLEASE NOTE: This facsimile message may contain information which is privileged, confidential, and exempt from disclosure under applicable laws and is intended only for the use of the individual named above and others who have been specifically authorized to receive it. If you are not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, or there was a problem receiving all the information legibly, please notify immediately by telephone, Patty Nanthrop (585)423-4886, Dianne Ayers (585)423-6998, or Jeanne Kotas (585)423-4625. Xerox will reimburse you for your telephone expense.

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